REMARKS/ARGUMENTS

Reconsideration of this patent application is respectfully requested in view of the following remarks.

The Examiner has deemed the previously filed Declaration defective because it does not state that the declarant acknowledges a duty to disclose to the office information which is known to material to patentability as defined in 37 C.F.R. § 1.56. Enclosed is a duly executed Declaration under 37 C.F.R. § 1.67(a) identifying this application by the application number and filing date. Please substitute the enclosed declaration for the declaration currently on file in this application.

As the Examiner has indicated that the application is in condition for allowance, except for the formal matters set forth in the Office Action, namely the submission of a new Declaration, it is respectfully submitted that the case should now be passed to issue.

In summary, a substitute Declaration has been submitted. Accordingly, Applicants respectfully request early allowance of this application.

Respectfully submitted,

Gero ZIES ET AL.

COLLARD & ROE, P.C. 1077 Northern Boulevard Edward R. Freedman Reg. No. 26,048 Roslyn, New York 11576 (516) 365-9802

FJD:cmm

Frederick J. Dorchak, Reg. No. 29, 298

Elizabeth Collard-Richter, Reg. No. 35,103

Attorneys for Applicants

Enclosure: Declaration/Power of Attorney, Copy of Petition for one-month Extension of Time

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on September 10, 2007.